IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE K.K.DENESAN

WEDNESDAY, THE 20TH DECEMBER 2006 / 29TH AGRAHAYANA 1928

WP(C).No. 33900 of 2006(I)

PETITIONER:

A.AJITH KUMAR, DEPUTY RANGER,
KAMBAKKALLU FOREST STATION, CHINNAR WILD LIFE SANCTUARY, MUNNAR WILD LIFE DIVISION,
MUNNAR.

BY ADV. SRI.K.JAJU BABU
SMT.M.U.VIJAYALAKSHMI
SRI.BRIJESH MOHAN
SRI.T.R.SADEESAN
SMT.DHANYA CHANDRAN

RESPONDENTS:
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1. STATE OF KERALA, REP. BY THE SECRETARY TO GOVT., FOREST AND WILD LIFE DEPARTMENT, GOVT. SECRETARIAT, TRIVANDRUM.

2. THE CHIEF CONSERVATOR OF FORESTS (ADMINISTRATION), THIRUVANANTHAPURAM.

BY ADV. SRI. BIJOY CHANDRAN, GOVERNMENT PLEADER

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 20/12/2006, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

K.K.DENESAN, J

W.P.(C)NO. 33900 of 2006

Dated this the 20th day of December, 2006

JUDGMENT

The petitioner, while working as Forester in the Forest Department got appointment as LD Typist in the Archives Department on selection by the PSC. On the basis of the request made by him, he was repatriated to the parent department, namely, the Forest department as per Ext.P1 order dated 17.12.2004. It is contended that the petitioner on his coming back to the department is entitled to enjoy all the benefits including promotion, seniority etc. in the parent department, according to his seniority. The respondents though posted him back to the Forest department have not considered the claim of the petitioner for seniority and promotion. He has filed representations before the respondents evidenced by Exts.P2 to P4. By Exts.P2 and P3, the petitioner has requested to assign him due seniority and promotion to the higher post. Since orders were not passed by the second respondent on the representations, Ext.P4 was filed.

2. In the circumstances, it will suffice if direction is issued to the second respondent to take expeditious decision on Exts.P2 and P3. The writ petition is disposed of directing the second respondent to

consider and pass orders on Exts.P2 and P3, in accordance with law, within six weeks on the petitioner producing a copy of the judgment along with a copy of the writ petition. Based on the decision, as directed above, the second respondent shall make available to the petitioner, the benefits arising therefrom, within two months thereafter.

K.K.DENESAN, JUDGE

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